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PATENT
HP 30005991-02 US
LHB 1509-247

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Marianne HICKEY et al. Conf.: 7400
Serial No.: 09/994,915 Art Unit: 2142
Filed: November 27, 2001 Examiner: M. Geckil
For: ENHANGEMENT OF COMMUNICATION CAPABILITIES

CERTIFICATION OF FACSIMILE TRANSMISSION
I HEREBY CERTIFY THAT THIS PAPER IS BEING FACSIMILE
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ALICE WEAVER March 1, 2005

TYPE OR PRINT NAME OF PERSON SIGNING CERTIFICATION

Alice Weaver 3-1-05

SIGNATURE

DATE

(703) 872-9306

FACSIMILE NUMBER

Sir:

This is responsive to the Office Action mailed February 1, 2005, requiring Applicants to elect for initial prosecution on the merits either Group I, claims 1-10, 16, and 17, drawn to a multimodal browser capable of handling voice mark-up pages, or Group II, claims 11-15, drawn to a user communication device with a short-range communication subsystem and peripheral functionality.

Applicants hereby elect, with traverse, Group I, claims 1-10, 16, and 17, drawn to a multimodal browser capable of handling voice mark-up pages.

Applicants traverse the restriction requirement on the grounds that searching and examining the entire application can be made without serious burden. MPEP 803 requires Examiners to examine such applications on the merits, even if they include claims to separate or distinct inventions.

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Applicants further traverse the restriction requirement between claims 1-10, 16, and 17 vis-à-vis claims 11-13. Independent claims 11 and 17 are directed to inventions that are not separate and distinct. The processor limitation of claim 17 recites specific structure for the first three "means" limitations of claim 11, and the transmitter of claim 17 is a specific structure for the last "means" limitation of claim 11. Therefore, claims 11 and 17 define the same invention, and restriction between them is incorrect.

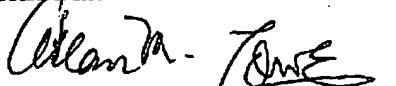
Accordingly, withdrawal of the restriction requirement is proper, and examination of at least claims 1-13, 16, and 17 on the merits is in order.

To the extent necessary during prosecution of this application, Applicants hereby request any extension of time not otherwise requested and hereby authorize the Commissioner to charge any required fees not otherwise paid, including application processing, extension, and extra claims fees, to Deposit Account No. 08-2025.

Respectfully submitted,

Marianne HICKEY et al.

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